

**BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO**

SHARLENE ELDRIDGE,	)	
	)	
Claimant,	)	<b>IC 05-503904</b>
	)	
v.	)	
	)	
BROULIMS, INC.,	)	
	)	
Employer,	)	
	)	<b>ORDER</b>
	)	
LIBERTY NORTHWEST	)	
INSURANCE CORPORATION,	)	
	)	September 25, 2006
Surety,	)	
	)	
Defendants.	)	
	)	

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Pursuant to Idaho Code § 72-717, Referee Lora Rainey Breen submitted the record in the above-entitled matter, together with her proposed findings of fact and conclusions of law to the members of the Idaho Industrial Commission for their review. Each of the undersigned Commissioners has reviewed the record and the recommendations of the Referee. The Commission concurs with these recommendations. Therefore, the Commission approves, confirms, and adopts the Referee's proposed findings of fact and conclusions of law as its own.

Based upon the foregoing reasons, IT IS HEREBY ORDERED That:

1. Claimant did not comply with the notice limitations set forth in Idaho Code §§ 72-701 through 72-706, and the limitations were not tolled by Idaho Code § 72-604. Claimant's claim is barred.
2. All other issues are moot.

3. Pursuant to Idaho Code § 72-718, this decision is final and conclusive as to all issues adjudicated.

4. The complaint herein is dismissed with prejudice.

DATED this \_\_25\_\_ day of \_\_September\_\_\_\_\_, 2006.

INDUSTRIAL COMMISSION

\_\_\_\_\_/s/\_\_\_\_\_  
Thomas E. Limbaugh, Chairman

\_\_\_\_\_/s/\_\_\_\_\_  
James F. Kile, Commissioner

\_\_\_\_\_/s/\_\_\_\_\_  
R. D. Maynard, Commissioner

ATTEST:

\_\_\_\_\_/s/\_\_\_\_\_  
Assistant Commission Secretary

**CERTIFICATE OF SERVICE**

I hereby certify that on the \_\_25\_\_ day of \_\_September\_\_\_\_\_, 2006, a true and correct copy of the foregoing **Order** was served by regular United States Mail upon each of the following persons:

DENNIS R PETERSEN  
P O BOX 1645  
IDAHO FALLS ID 83403-1645

MONTE R WHITTIER  
LAW OFFICES OF HARMON, WHITTIER & DAY  
P O BOX 7507  
BOISE ID 83707

jkc

\_\_\_\_\_/s/\_\_\_\_\_